

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DONALD LITMAN et al	:	
	:	
Plaintiffs,	:	CIVIL ACTION NO.
	:	
v.	:	22-cv-04530-RAL
	:	
GEICO CASUALTY COMPANY	:	
	:	
Defendant.	:	

ORDER

AND NOW, this 13th day of September 2023, upon consideration of Defendant's Motion to Dismiss (Doc. No. 36), Plaintiffs' Response (Doc. No. 37), and Defendant's Reply (Doc. No. 38), it is hereby **ORDERED**, as follows:

1. Defendant's Motion to Dismiss Plaintiff's Amended Complaint is **GRANTED**;
2. Count II and Count III of Plaintiffs' Amended complaint are dismissed, without prejudice;
3. Plaintiffs' request for punitive damages related to Count I is dismissed;
4. Plaintiffs shall have until September 27, 2023, to file an amended complaint.
5. A responsive pleading or motion under Fed. R. Civ. Pro. 12(b) or (c) must be filed by October 11, 2023.
6. If Defendant files a motion to dismiss, Plaintiffs' Response will be due October 25, 2023, and Defendant's optional Reply shall be due by November 8, 2023.

BY THE COURT:

s/Richard A. Lloret
Honorable Richard A. Lloret
U.S. Magistrate Judge